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Attorneys for Defendant  
CITY OF PINOLE, SGT. WILL PALMINI, and OFFICER  
MATT MESSIER

**FILED**

OCT 25 2006

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MERCEL GAY,

Plaintiff,

vs.

TOYS R US, a corporation, CITY OF  
PINOLE, a Municipal Corporation, SGT.  
WILL PALMINI, Pinole Police Officer,  
individually and as a Pinole Police  
Department Sergeant, MATT MESSIER,  
individually and as a Pinole Police Officer,  
L. MORRIS, individually and as a Pinole  
Police Officer, and Officer Catherine  
McDonald, individually and as a Pinole  
Police Officer,

Defendants.

Case No. C06-01927 SI

**PROPOSED ORDER GRANTING SGT.  
PALMINI'S REQUEST TO BE EXCUSED  
FOR PERSONAL ATTENDANCE FOR  
THE E.N.E. EVALUATION**

ENE Date: October 31, 2006

Defendants' request to have Sgt. Palmini excused from personal attendance and to be allowed to be available by telephone at the upcoming ENE evaluation having been presented to this Court and good cause having been shown by the Defendants, such request is hereby GRANTED.

ACCORDINGLY, IT IS HEREBY ORDERED that the Court grants Defendants request to have Sgt. Palmini be excused from personal attendance and to be made available by telephone

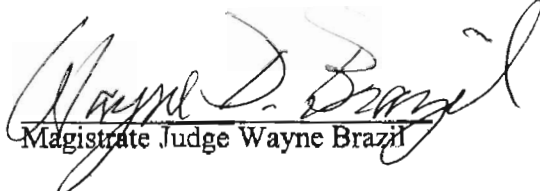
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ORDER GRANTING SGT. PALMINI'S  
REQUEST TO BE EXCUSED FOR PERSONAL  
ATTENDANCE FOR THE ENE

1 for the ENE session on October 31, 2006.

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3 IT IS SO ORDERED.

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5 Dated: 10/25/06

  
6 Magistrate Judge Wayne Brazil  
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ORDER GRANTING SGT. PALMINI'S  
REQUEST TO BE EXCUSED FOR PERSONAL  
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